

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

2:09-CR-147 JCM (GWF)

Plaintiff,

V.

RUSSELL PIKE,

Defendant.

ORDER

Presently before the court is defendant Russell Pike's motion for reconsideration of his motion to continue self surrender date. (Doc. # 217). Defendant filed a supplement. (Doc. # 218). The government filed a response (doc. # 219), and defendant replied (doc. # 220).

19 Defendant requests the court to reconsider its previous order denying defendant's motion
20 continue his self surrender date. (Doc. # 217, 1:20-21). Defendant states that the court failed to
21 address the most significant issue raised in his motion, the difficulties associated with surrendering
22 directly to the U.S. Marshal's office. (Doc. # 217: 1:24-27). Defendant then filed a supplement for
23 the motion to reconsider representing that defendant had been designated to the bureau of prisons
24 camp facility in Mendota, California. (Doc. # 218, 1:23-24).

25 Defendant requests the court to consider the delay in notification of a designated facility, as
26 defendant now has a relatively short amount of time to prepare his seven children and the rest of his
27 family for his departure to Mendota. (Doc. # 217, 1:27-2:1).

1 The government opposes the motion. (Doc. # 219). The government states because
2 defendant's motion for reconsideration was based on defendant not having been designated a bureau
3 of prisons facility and since defendant now has been designated to a facility, there is nothing for the
4 court to reconsider. (Doc. # 219, 2:1-3). The government states that this is another attempt for a
5 delay. (Doc. # 219, 2:2).

6 Defendant responds, conceding that he is attempting to delay his self surrender date.
7 Defendant, however, argues that it is not for the mere purpose of delay but to be able to spend time
8 with his family for the holidays and properly prepare for his 52-months of incarceration. (Doc. # 220,
9 1:23-25).

10 The court finds that the instant motion does not contain any information not previously
11 considered by the court. Thus, the circumstances presented here do not warrant reconsideration.

12 Accordingly,

13 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED defendant Russell Pike's
14 motion for reconsideration of motion to continue self surrender date, (doc. # 217) be, and the same
15 hereby is, DENIED.

16 DATED November 19, 2012.

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19 **UNITED STATES DISTRICT JUDGE**
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